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NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

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**ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION
HYDERABAD.**

Lr.No. APERC/Secy/F.No.S-19 (Vol-II)D.No.240/2022.

Date: 29-04-2022.

Regulation No. 2 of 2022

THIRD AMENDMENT TO THE ANDHRA PRADESH ELECTRICITY REGULATORY COMMISSION (TERMS AND CONDITIONS FOR DETERMINATION OF TARIFF FOR WHEELING AND RETAIL SALE OF ELECTRICITY) REGULATION, 2005 (REGULATION NO.4 OF 2005).

Introduction:

The erstwhile APERC(Andhra Pradesh Electricity Regulatory Commission) of the undivided Andhra Pradesh State notified the Andhra Pradesh Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Wheeling and Retail Sale of Electricity) Regulation, 2005 (Regulation No.4 of 2005) (hereinafter referred to as 'the Principal Regulation') which was published in the AP Extraordinary Gazette on 14.11.2005. The first amendment to the Principal Regulation was notified by the erstwhile APERC in the AP Extraordinary Gazette on 07.03.2014 (vide Regulation No.1 of 2014).

And the newly constituted APERC for the State of Andhra Pradesh, which came into existence w.e.f. 01.08.2014 post bifurcation of the undivided AP State, adopted the above Regulations, among others, vide APERC (Adaption) Regulation, 2014 (Regulation No.4 of 2014). Subsequently, the new APERC notified the second amendment to the Principal Regulation in the AP Extraordinary Gazette on 02.07.2021 (vide Regulation No. 4 of 2021).

And whereas the Commission, in order to avoid sudden tariff shocks/financial burden to/on the consumers/DISCOMs due to the recovery/refund of FPPCA(Fuel and Power Purchase Cost Adjustment) in three equal monthly instalments as per the present Regulation, has decided to amend the Principal Regulation suo-motu to provide for the recovery/refund of FPPCA in such a manner and over such a period as may be specified by the Commission in the FPPCA order.

Accordingly, the Commission, in exercise of the powers conferred on it under sub-sections (zd), (ze) and (zf) of Section 181(2) read with Sections 61, 62 of the Electricity Act, 2003 (36 of 2003) and all other powers enabling it in that behalf, hereby amends the Principal Regulation as under:

1. Short title, extent and commencement:

- (i) This Regulation may be called the Andhra Pradesh Electricity Regulatory Commission (Terms and Conditions for Determination of Tariff for Wheeling and Retail Sale of Electricity) Third Amendment Regulation, 2022.
- (ii) This Regulation shall come into force with effect from the date of its publication in the Andhra Pradesh Gazette.
- (iii) This Regulation shall extend to the whole State of Andhra Pradesh.

2. Para A under "Manner of recovery or refund of FPPCA by the Distribution Licensee and conditions" in sub-clause 12.5 of the Principal Regulation shall stand substituted as under:

"A. The FPPCA determined by the Commission shall be recovered from or refunded to the consumers by the Distribution Licensee, as the case may be, in such a manner and over such a period as may be specified by the Commission in the FPPCA order."

(By order of the Commission)

Hyderabad
29.04.2022

C. RAMAKRISHNA,
Commission Secretary (I/c).